

Message Text

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61
ORIGIN L-03

INFO OCT-01 ARA-06 ISO-00 SSO-00 NSCE-00 USIE-00 INRE-00

CIAE-00 DODE-00 PM-04 H-02 INR-07 NSAE-00 NSC-05

PA-01 PRS-01 SP-02 SS-15 SAB-01 EB-07 DOTE-00 JUSE-00

IGA-02 /057 R

DRAFTED BY L/ARA:GCHESTER:JV

APPROVED BY L/ARA:G.CHESTER

ARA/ECP - MR. TAHER

ARA/NC - D. COX (SUBS)

ARA/PAN - D. WAGNER

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O 272220Z SEP 76

FM SECSTATE WASHDC

TO AMEMBASSY PANAMA IMMEDIATE

AMEMBASSY BOGOTA IMMEDIATE

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E.O. 11652: N/A

TAGS: ETRN, CO, PN

SUBJECT: DARIEN GAP HIGHWAY INJUNCTION

1. DEPARTMENT WAS INFORMED THIS MORNING THAT JUDGE BRYANT OF THE U.S. DISTRICT COURT ISSUED ON SEPTEMBER 23 AN ORDER CONTINUING IN EFFECT THE PRELIMINARY INJUNCTION AGAINST ANY U.S. ACTION IN FURTHERANCE OF CONSTRUCTION OF THE DARIEN GAP HIGHWAY. THE TERMS OF THE INJUNCTION CONTINUE TO PERMIT U.S. ACTION IN FURTHERANCE OF CONSTRUCTION PROJECTS ALREADY INITIATED IN PANAMA AS OF THE DATE OF THE ORIGINAL INJUNCTION, OCTOBER 17, 1975. HOWEVER, U.S. ACTION IN FURTHERANCE OF ANY NEW PROJECTS IN PANAMA OR OF DESIGN AND SURVEY WORK IN COLOMBIA IS NOW ENJOINED.

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2. DEPARTMENT UNDERSTANDS SOME PUBLICITY MAY HAVE BEEN GIVEN IN PANAMA TO DOT INTENTION TO BEGIN NEW PROJECT OF PAVING THE SECTION OF THE HIGHWAY NEAR TOCUMAN AIRPORT DURING THIS CONSTRUCTION SEASON. TERMS OF THE INJUNCTION AS IT NOW STANDS WOULD FORECLOSE ANY U.S. PARTICIPATION OR FUNDS IN THAT PROJECT.

3. THE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF JUSTICE ARE CONSIDERING POSSIBLE COURSES OF ACTION, INCLUDING THE FEASIBILITY OF APPEALING THE ORDER IMMEDIATELY.

4. FOR PANAMA. PLEASE INFORM THE GOP OF THIS DEVELOPMENT IN THE MANNER AND AT THE LEVEL YOU FEEL APPROPRIATE. KISSINGER

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Message Attributes

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Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: GolinoFR
Disposition Case Number: n/a
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04 MAY 2006

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